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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

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12 ARTHUR BONIN,) Case No.: 4:13-cv-00997-KAW
13 vs. Plaintiff,)
14 JOSEPH ELETTO TRANSFER, INC., et al.) STIPULATION TO PERMIT REMAND
15 Defendants.) OF ACTION TO SUPERIOR COURT OF
16) THE COUNTY OF ALAMEDA, STATE
17) OF CALIFORNIA; AND ORDER
18) REMANDING ACTION
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The parties herein, through their counsel, hereby stipulate as follows:

1. Through discovery in this action, plaintiff's counsel for the first time learned the true names of defendants resident in the State of California, who are non-diverse parties.
2. Therefore, good cause exists for this Court to remand this action to the Superior Court of California, County of Alameda, in order to permit amendment of the complaint there to add these non-diverse parties as defendants.
3. The originally filed case number of this action in the Alameda County Superior Court was No. RG12656603. Remand of this action to the existing case number will preserve the existing rights of the parties.

1 4. This action should therefore, subject to Court order, be remanded to proceed and
2 continue in the Alameda Superior Court under that number.

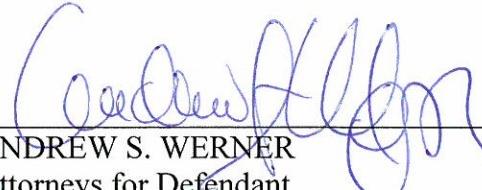
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4 DATED: July 17, 2013

GILLIN, JACOBSON, ELLIS, LARSEN & LUCEY

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6 By: 
7 JIM LARSEN
8 Attorney for Plaintiff
ARTHUR BONIN

9 DATED: July 11, 2013

CESARI, WERNER AND MORIARTY

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11 By: 
12 ANDREW S. WERNER
13 Attorneys for Defendant
14 JOSEPH ELETTO TRANSFER, INC.

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17 **ORDER PERMITTING FILING OF FIRST AMENDED COMPLAINT**

18 Pursuant to stipulation, IT IS SO ORDERED. This action is, in its entirety, remanded to
19 the Superior Court of Alameda County, State of California, where it was previously referenced
20 as No. RG12656603.

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22 DATED: 7/22/13


23 JUDGE OF THE U.S. DISTRICT COURT
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